

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS

ELIZABETH JIMENEZ,

Plaintiff,

v.

FIRST WESTERN TITLE
ACQUISITION, LLC

Defendant.

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Cause No. 5:19-cv-1055

DEFENDANT'S NOTICE OF REMOVAL

Defendant FIRST WESTERN TITLE ACQUISITION, LLC ("First Western") files this Notice of Removal and, in support thereof, respectfully states:

1. On July 17, 2019, Plaintiff Elizabeth Jimenez ("Plaintiff") filed a lawsuit against First Western in the Bexar County, Texas, County Court at Law No. 3 entitled *Elizabeth Jimenez v. First Western Title Acquisition, LLC*, Cause No. 2019CV05967 (the "Lawsuit").

2. Plaintiff served First Western with the Citation and Plaintiff's Original Petition in connection with the Lawsuit on July 31, 2019.

3. The Lawsuit is a civil action over which this Court has original jurisdiction pursuant to 28 U.S.C.A. § 1331 and is one that may be removed to this court by First Western pursuant to 28 U.S.C.A. § 1441(a) in that the only claim Plaintiff asserts against First Western arises under the Fair Labor Standards Act, 29 U.S.C. § 201 *et seq.*

4. First Western is the sole defendant in the Lawsuit.

5. A certified copy of all pleadings filed in the Lawsuit as of the date of this Notice is attached hereto as Exhibit "A."

6. Contemporaneously with the filing of this Notice, First Western filed a copy of this Notice in the Lawsuit and forwarded a copy to counsel for Plaintiff.

Respectfully submitted,

THE COLES FIRM PC
4925 Greenville Avenue
Suite 200
Dallas, Texas 75206
(214) 443-7860 (Telephone)
(214) 692-7145 (Facsimile)

By: s/Michael E. Coles
Michael E. Coles
State Bar No. 24007025

Of Counsel

Elizabeth Aten Lamberson
State Bar No. 24027044
THE LAMBERSON LAW FIRM PC
6333 East Mockingbird Lane
Suite 147-524
Dallas, Texas 75214
(214) 320-2894 (Telephone)
(214) 692-5796 (Facsimile)

**ATTORNEYS FOR DEFENDANT
FIRST WESTERN TITLE
ACQUISITION, LLC**

CERTIFICATE OF SERVICE

I certify a true and correct copy of the foregoing document was sent, via facsimile, to counsel for Plaintiff on the 30th day of August 2019.

s/Michael E. Coles
Michael E. Coles